

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.C

Dept. City Manager's Office

Item Title: Approval of City Council Meeting Minutes

Staff Contact: Shelley Chapel, MMC, City Clerk

Recommendation:

Approval of City Council Meeting Minutes for Regular Meeting held September 4, 2018

Fiscal Impact:

None.

Environmental Review:

☒ Not subject to review

☐ Categorical Exemption, Section

☐ Negative Declaration

☐ Mitigated Negative Declaration

Public Information:

☒ None

☐ Newsletter article

☐ Notice to property owners within 300 ft.

☐ Notice published in local newspaper

☐ Neighborhood meeting

Attachments:

None.

**MINUTES OF A MEETING OF
THE LEMON GROVE CITY COUNCIL
TUESDAY, SEPTEMBER 4, 2018**

*The City Council also sits as the Lemon Grove Housing Authority,
Lemon Grove Sanitation District Board, Lemon Grove Roadway Lighting District Board,
and Lemon Grove Successor Agency.*

Call To Order:

Mayor Vasquez called the Regular Meeting to order at 6:02 p.m.

Present: Mayor Racquel Vasquez, Mayor Pro Tem Jerry Jones, Councilmember Jennifer Mendoza, and Councilmember Matt Mendoza.

Absent: Councilmember David Arambula

Staff Members Present:

Lydia Romero, City Manager, James Lough, City Attorney, Kristen Steinke, Assistant City Attorney, Mike James, Assistant City Manager/Public Works Director, Mike Chasin, Interim Fire Chief, Daryn Drum, Fire Division Chief, Sergeant Dueno, San Diego County Sheriff's Office - Lemon Grove Substation, David De Vries, Development Services Director, Shelley Chapel, City Clerk, Alicia Hicks, Human Resources Manager, and Molly Brennan, Finance Manager.

Pledge Of Allegiance:

Pledge of Allegiance to the Flag was led by Councilmember J. Mendoza.

Presentations:

Mayor Vasquez introduced David De Vries, Development Services Director as the recipient of a Proclamation declaring September 5, 2018, David De Vries Day in the City of Lemon Grove in honor of his years of service to the City as employee.

Mayor Vasquez introduced Sergeant Dueno who provided a traffic presentation from the San Diego County Sheriff's Department for the past year.

Mayor Vasquez introduced Fire Division Chief Daryn Drum who introduced Andy McKellar, Emergency Preparation Coordinator who gave a presentation on Disaster Preparedness in honor of September being declared as National Disaster Preparedness Month.

Public Comments:

Appeared to comment were: John L. Wood, Robert Vryeid, Jesus Benayas, Linda Calabrese, Marc De La Motte, Amber De La Motte, and Teresa Kinura.

1. Consent Calendar:

A. Waive Full Text Reading of All Ordinances on the Agenda.

B. Ratification of Payment of Demands

- C. City Council Meeting Minutes for the Meetings of March 20, 2018, April 3, 2018, June 19, 2018, July 3, 2018, July 17, 2018, July 20, 2018, August 7, 2018; and, Special Meeting April 24, 2018.
- D. Adoption of Resolution No. 2018-3600 Authorizing the Application Submittal for a Department of Justice Edward Byrne Memorial Justice Assistance Grant, and Directing the City Manager or her designee to execute any grant related documents upon award of any grant funds.
- E. Adoption of Resolution No. 2018-3601, Accepting a Private Drainage Easement on Lot 5 (formerly Lot 536) of Subdivision Map 3982 – San Altos Terrace Unit No. 3.
- F. Adoption of Resolution No. 2018-3602, approving the Final Map for Tentative Map TM0063 and authorize the City Clerk to accept the easements and the Final Map.
- G. Adoption of Resolution No. 2018-3603, Authorizing the Appointment of Deputy City Attorney Kristen Steinke as City Attorney, Effective October 1, 2018.
- H. Adoption of Resolution No. 2018-3604, Authorizing Mayor to Sign First Amended Agreement.

Action: Motion by Councilmember J. Mendoza, seconded by Councilmember M. Mendoza to approve Consent Calendar Items A-H.

The motion passed by the following vote:

Ayes: Vasquez, Jones, M. Mendoza, J. Mendoza

Absent: Arambula

Public Hearing:

2. Public Hearing to Consider a Request for a Conditional Use Permit (CUP-180-0002) to Establish a Medical Marijuana Dispensary at 6859 Federal Blvd. in the General Commercial Zone.

Mayor Vasquez introduced David De Vries, Development Services Director who presented the staff report and PowerPoint Presentation.

Mayor Vasquez opened the Public Hearing at 7:51 p.m.

Appeared to comment were: Deborah Baczynski, John L. Wood, Lenore Dumas, Chris Williams, and Sapphire Blackwood.

During the discussion Councilmembers expressed concern about fencing, security, the homeless currently living onsite, trees and lighting.

Director De Vries, City Manager Romero, and City Attorney Lough provided the Council with responses to questions and concerns.

Jessica McElfresh, representative for the applicant provided a PowerPoint presentation and overview of the client's expectations, and that they were willing to work with the terms staff and the City Council had provided.

Adoption of the resolution would authorize Conditionally Approving a Request to Establish a Medical Marijuana Dispensary, Using the Findings Provided as Sufficient Considering the Conditions in the Resolution of Approval are Adhered to as Provided in the Report and Resolution.

Action: The public hearing was closed at 8:26 p.m. on a motion by Mayor Pro Tem Jones and second by Councilmember M. Mendoza. The motion passed by the following vote:

Ayes: Vasquez, J. Mendoza, Jones, M. Mendoza

Absent: Arambula

Action: It was moved by Mayor Pro Tem Jones and seconded by Councilmember J. Mendoza to adopt **Resolution No. 2018-3605** entitled, “*Resolution of the City Council of the City of Lemon Grove, Conditionally Approving Conditional Use Permit CUP -180-0002, a Request to Allow a Medical Marijuana Dispensary at 6859 Federal Boulevard, Lemon Grove, California.*”

To include the following amendments:

Conditions added and removed from page 5 of 18

B. Within 30 days of the issuance of this Conditional Use Permit, the applicant shall comply with the following:

1. The easterly and southerly boundaries of the parking area shall be fenced with a six foot high wrought iron fence, except for the front yard setback. **The fence along the southerly boundary shall be 8 feet high.** A lockable gate with knox box access shall be installed along the southerly portion to the satisfaction of the Development Service Director.
0. ~~The southerly property line shall be fenced with a six foot high wrought iron fence to the satisfaction of the Development Service Director.~~
2. A lockable gate and roof shall be installed on the trash enclosure to the satisfaction of the Development Service Director.
3. All boarded windows and doors shall be replaced.

Conditions added to page 7 of 18

- E. 18. **Weed abatement, only trimming of weeds not removal, shall be required within the waterway semi-annually with removal of trimmings in accordance with State Laws.**
- E. 20. The four existing mature London Plane trees on-site shall remain in place and properly maintained in-lieu of street trees and the four palm trees fronting the property. **Two additional London Plane trees shall be installed at 40 feet and 80 feet, east of the westerly property line along the southerly boundary of the parking area, within curbed planters to the satisfaction of the Development Services Director.**

Condition added to page 14 of 18

- G. 54 This project approval does not include signage and sign permits shall be obtained prior to installation. All signage for dispensaries shall require a sign permit from the City prior to installation. Signage shall not include any terminology (including slang) or symbols for marijuana. Green crosses are not to be considered terminology including slang or symbols for marijuana. All signs shall conform to the Municipal Code Section 18.12. **No sign shall be placed above the roof line of the building.**

The motion passed by the following vote:

Ayes: Vasquez, J. Mendoza, Jones, M. Mendoza

Absent: Arambula

3. Adopt-A-Park Program

City Manager Lydia Romero introduced Assistant City Manager/Public Works Director Mike James who presented the staff report and PowerPoint Presentation.

Action: It was moved by Councilmember J. Mendoza and seconded by Councilmember M. Mendoza to adopt Resolution No. 2018- 3606 entitled, *A Resolution of the City Council of the City of Lemon Grove, California accepting the Adopt-A-Park Program.*

The motion passed by the following vote:

Ayes: Vasquez, J. Mendoza, Jones, M. Mendoza

Absent: Arambula

4. Pension Rate Stabilization Program Investment & Funding Policy

City Manager Lydia Romero introduced Finance Manager, Molly Brennan, who presented the staff report and PowerPoint Presentation.

The City Council will consider a resolution adopting the City of Lemon Grove and Lemon Grove Sanitation District Pension Rate Stabilization Program Investment and Funding Policy.

Action: It was moved by Mayor Pro Tem Jones and seconded by Councilmember J. Mendoza to adopt Resolution No. 2018- 3607 entitled, *A Resolution of the City Council of the City of Lemon Grove, California approving the Pension Rate Stabilization Program Investment and Funding Policy.*

The motion passed by the following vote:

Ayes: Vasquez, J. Mendoza, Jones, M. Mendoza

Absent: Arambula

City Council Oral Comments & Reports on Meetings Attended At City Expense: (G.C. 53232.3(d))

Councilmember J. Mendoza attended:

- Concerts in the Park
- Community Potluck at Kunkle Park
- League of California Cities Meeting
- East County Magazine Fundraiser

Councilmember M. Mendoza attended:

- Helix Water District Meeting

Mayor Vasquez attended the following meetings and events:

- Concerts in the Park
- State of City Address – gave the address
- Lemon Grove Reading Finale
- LUV Gala event at St. Paul's Church
- SANDAG Board of Director's Meeting

City Manager and Department Director Reports: (Non-Action Items)

City Clerk Shelley Chapel announced the names of four (4) qualifying City Council Candidates on the November ballot. In ballot order they are: Jerry Jones, Teresa Rosiak, Kamaal Martin, and Jennifer L. Mendoza. For more information on candidates, and general election information please visit the City Clerk's Office Election page on the City website for updated information. Lemongrove.ca.gov/election.

City Attorney James Lough announced the City Council will be adjourning to closed session at 10:05 p.m. for the purposes above.

Closed Session:

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Government Code Section 54956.9b
Number of potential cases: 1
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code § 54956.9(a)
City of Lemon Grove v. The Grove Collective et. al
San Diego Superior Court – Central Division Case No.: 37-2016-00015271-CU-BC-CTL)

City Attorney Lough reported no reportable action on items discussed in Closed Session.

Adjournment:

There being no further business to come before the Council, the meeting was adjourned at 10:30 p.m. to a meeting to be held Tuesday, September 18, 2018, in the Lemon Grove Community Center located at 3146 School Lane, for a Regular meeting.

Shelley Chapel, MMC
City Clerk